

DATE January 23, 2004

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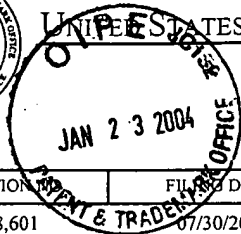
Date

1-23-04

Atty. Docket No.	Serial Number	Description	Atty.	Fee
STAN-184CON	10/704,345	Request for Corrected Filing Date, Copy of USPTO Date-Stamped Postcard, Copy of Express Mail Label dated 11/06/03, Copy of Utility Patent Application Transmittal as Filed	FPB	
AERX-080CIP2	10/685,746	IDS, Copies of 1449 & PTO-892 from Parent	CML	
RIGL-004CON3	09/918,601	Request for RCE Transmittal, Fee Transmittal <i>in duplicate</i> , Petition for a 3 Month Extension of Time, Copy of Advisory Action, Copy of Amendment and Declaration filed 11/25/03	PJS	\$805
UCAL-305CON4	10/648,619	Transmittal, Copy of Notice to Comply, Seqlist Certification, Paper Copy of Seqlist, (1) CD w/Seqlist in CRF	PAB	
LIFE-095CIP	09/427,161	Transmittal, PTOL-85B <i>in duplicate</i> , (7) Sheets of Figures	CML	\$1,330
UCAL-222	10/017,718	Transmittal, Amendment	PAB	
STAN-110CON	09/837,446	Transmittal, Response to Notice of Non-Compliant Response, Copy of Notice of Non-Compliant Response, Amendment, Copy of Terminal Disclaimer filed 10/02/03	JSK	



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/918,601	07/30/2001	Garry P. Nolan	<del>A-64260-5/DJB/RMS/AMS</del> RIGL-004CON3	6631
EXAMINER				
WESSENDORF, TERESA D				
ART UNIT		PAPER NUMBER		
1639				

24353 7590 01/02/2004  
BOZICEVIC, FIELD & FRANCIS LLP  
200 MIDDLEFIELD RD  
SUITE 200  
MENLO PARK, CA 94025

DATE MAILED: 01/02/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

SMA  
BS

RIGL-004CON3  
**RECEIVED**

JAN 5 - 2004

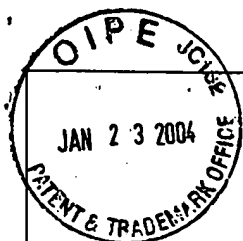
Bozicevic, Field, & Francis

COPY

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Not (1 mos ext file) 01/25/04

Final



# Advisory Action

Applicati n No.

09/918,601

Applicant(s)

NOLAN, GARRY P.

Examiner

T. D. Wessendorf

Art Unit

1639

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 25 November 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

## PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 4 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on \_\_\_\_\_. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☒ The proposed amendment(s) will not be entered because:
- (a) ☒ they raise new issues that would require further consideration and/or search (see NOTE below);
- (b) ☐ they raise the issue of new matter (see Note below);
- (c) ☒ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
- (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: the numerous amendments to the claims would require new consideration and/or search.

3. ☒ Applicant's reply has overcome the following rejection(s): none.
4. ☐ Newly proposed or amended claim(s) \_\_\_\_\_ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: of the reasons advanced in the last office action.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: none.

Claim(s) objected to: none.

Claim(s) rejected: 23-26, 28-30, 32, 34-37, 40-52 and 54-57.

Claim(s) withdrawn from consideration: \_\_\_\_\_.

8. ☐ The drawing correction filed on \_\_\_\_\_ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). \_\_\_\_\_.
10. ☒ Other: the newly submitted affidavit has not been considered.

T.D. Wessendorf  
Primary Examiner  
Art Unit: 1639